LIBRARY
SUPREME COURT, U. S.

Supreme Court, U.S.
FILED
JUL 2 1970
E. ROBERT SEAVER, CLERK

IN THE SUPREME COURT OF THE UNITED STATES

OF AMERICA

ROY WELCH 348 APPELLANT

VS.

STATE OF MISSISSIPPI APPELLEE

JURISDICTIONAL STATEMENT

Attorney for Appellee:

Honorable A.F. Sumner
Attorney General
New Capitol Building
Jackson, Mississippi

Attorney for Appellant:

Honorable William E. O'Hare
Attorney at Law
P.O. Box 640
Cleveland, Mississippi

TABLE OF AUTHORITIES

	PAGE
Application of Stecker, 271 F. Supp. 406 (1965) Cert. denied 88 S.Ct. 290, 389 U.S. 929, 19L.Ed., 2d. 280.	2
Burwell vs. Teets 245 F. 2d 154 (1957) Cert. denied 78 S.Ct. 271, 355 U.S. 896, 2 L.Ed. 2d. 194.	3
Lisenba vs. People of State of California 314 U.S. 219, 236, 62 S.Ct. 280, 86 L.Ed. 166 (1941).	3
Mooney vs. Holohan 294 U.S. 103, 55 S.Ct. 340, 79 L.Ed. 791 (1935).	3,14,15
U.S. vs. Guglielmini 384 F. 2nd 602 (1967)	2,14
U.S. vs. Tomaiolo 249 F. 2d 683 (1957)	3
Section 2043, Mississippi Code of 1942, recompiled, as amended	1
Volume 28, U.S.C.A. paragraph 1257	2
Title 28, U.S.C.A., Section 2103	2

JURISDICTIONAL STATEMENT

Now comes the Appellant, Roy Welch, by his attorney and files this his Statement of Jurisdiction and in accordance with Rule Fifteen (15) of the Rules of Procedure of this Court would show as follows:

(a) The order of the Supreme Court of the State of Mississippi affirmed Appellant's conviction by the trial court per curiam (233 So2d 219).

(b) (1) The Appellant, Roy Welch, was indicted, tried and convicted of the charge of burglary in violation of Section 2043, Mississippi Code of 1942, recompiled, as amended. It is Appellant's contention that certain statements were made on the trial level by the State's attorney and the State's witnesses over Appellant's objection, and that this violated Appellant's right to a fair and

impartial trial as guaranteed him by: Article III, Bill of Rights, Section 26 Constitution of State of Mississippi; and the V, VI, and XIV Amendments to the Constitution of the United States.

(2) The judgment of the trial court was affirmed by the Mississippi Supreme Court on March 30, 1970; Motion for rehearing was denied on April 13, 1970; and Notice of Appeal to the U.S. Supreme Court was filed with the Mississippi Supreme Court on April 13, 1970.

(3) This Court has jurisdiction of this case by virtue of the authority found in Volume 28, U.S.C.A., paragraph 1257 and Title 28, U.S.C.A., Section 2103.

(4) U.S. vs. Guglielmini, 384 F. 2nd 602 (1967) Application of